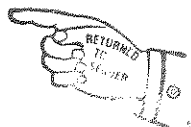


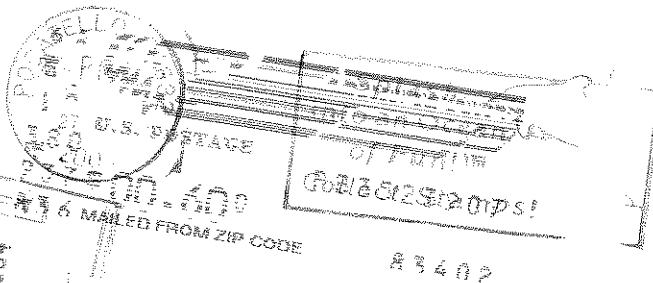
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
West Center Street
Soda Springs, Idaho 83276

Return Service Requested



NOT DELIVERABLE
AS ADDRESSED,
UNABLE TO FORWARD

REGISTERED
NOV 3 2004
BY *CD*



**IMPORTANT
WATER RIGHT
INFORMATION**

83276/1530



State of Idaho

DEPARTMENT OF WATER RESOURCES

15 West Center Street, Soda Springs, ID 83276

Phone: (208) 547-3993 Fax: (208) 547-3939 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

7 October 2004

11-3-04
CB

300

Allen Worthington
85 West #00 South
Blackfoot, ID 83221

RE: Snake River Basin Adjudication (SRBA)
Claim 27-12031 (renumbered from 27-4R)

Subject: EVIDENCE OF PRIORITY

RESPONSE DATE: 24 NOVEMBER 2004

Dear Claimant:

The Department of Water Resources is currently investing water right claims in basin 27. IDWR's information indicates that your water right claim is based on a water right decreed in *Stevens v. Eastern Idaho Water Co.*, Judgment Book 1, pp 06-117 (Bingham County, Idaho August 1, 1891) to Fox & Whitten (27-4). This water right was decreed with a June 1, 1885 priority date.

In order to make a complete and accurate recommendation of your water right, each element of the water right must be proven. The Department needs information that shows you are a successor to the original water right. This could be established through deeds or other conveyance documents that show you own a portion of the original water right. The only documentation we have in the file is a copy of the Warranty Deed from Gayle M. Elison and Jimmy K. Elison to you and your wife. We need documentation dating back to the priority date of June 1, 1885.

It is important that each element of the Notice be substantiated. For instance, regarding claims for irrigation, the evidence should tend to show that diversion works were in place, that they were capable of diverting the claimed diversion water, and that the diverted water was beneficially used on the entire claimed place of use on or before the claimed priority date.

For your reference, I have enclosed the pamphlet entitled "**Evidence of priority**". The pamphlet describes the types of evidence required and suggests

COPY

ch documents will fulfill this requirement. While I encourage you to read the
ire pamphlet, I direct your attention to the two sections entitled **"What Kind of
vidence is Required"** and **"Some examples of Documents Which May Be
vidence of the Priority Date"**.

s our goal to recommend historical water rights within the Snake River Basin
accurately as possible.

.....
**e Department cannot recommend the court decree the Notice if no
vidence of a priority date is submitted.**
.....

ase submit the documentation supporting the priority date by the above
erenced response date referencing **all documents with the corresponding
tice number**. If you have any questions not covered by this letter, please feel
e to contact me at 547-3993.

is office must receive your response by the date shown above. If no response
received, then your claim to water will not be recommended. If you have any
estions, please feel free to contact me at the Soda Springs Satellite office at
7-3993.

respectfully,



Barbara Payne

nclosure: Evidence of Priority Brochure